

Message Text

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ACTION EUR-25

INFO OCT-01 ISO-00 ACDA-19 CIAE-00 INR-10 IO-14 L-03

NSAE-00 NSC-10 RSC-01 SCI-06 FEA-02 AEC-11 DODE-00

PM-07 H-03 PA-04 PRS-01 SPC-03 SS-20 USIA-15 SAM-01

SAJ-01 DRC-01 /158 W

----- 053244

R 271345Z FEB 74

FM AMEMBASSY BONN

TO SECSTATE WASHDC 0695

INFO AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY PARIS

AMEMBASSY VIENNA

USMISSION BERLIN

USMISSION NATO BRUSSELS

C O N F I D E N T I A L BONN 03105

VIENNA FOR IAEA

E.O. 11652: GDS

TAGS: PFOR, GE, GW, UN

SUBJECT: GDR NOTE ON APPLICABILITY OF IAEA STATUTE TO
WEST BERLIN

REF: (A) STATE 29262; (B) BONN 1638; (C) STATE 5315

1. AT FEB 26 BONN GROUP MEETING, BRITISH, FRENCH, AND
GERMAN REPS ALL AGREED AD REFERENDUM TO THEIR AUTHORITIES
TEXT ALLIED REPLY TO GDR NOTE ON APPLICABILITY OF IAEA
STATUTE TO WEST BERLIN (REF B) AS AMENDED BY DEPARTMENT
(REF A). WE WILL REPORT AS SOON AS FINAL CLEARANCES
FROM CAPITALS ARE GIVEN.

2. COMPLETE NEW TEXT FOLLOWS. BEGIN TEXT:

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A. THE EMBASSY PRESENT THEIR COMPLIMENTS TO

THE DEPARTMENT OF STATE OF THE UNITED STATES OF AMERICA
AND HAVE THE HONOUR TO REFER TO THE DEPARTMENT'S NOTE OF
(DATE) TRANSMITTING THE TEXT OF A NOTE FROM THE MFA OF
THE GDR IN CONNECTION WITH THE APPLICATION OF THE STATUTE
OF THE INTERNATIONAL ATOMIC ENERGY AGENCY TO THE WESTERN
SECTORS OF BERLIN.

B. THE GOVERNMENT OF (BLANK) WISH TO BRING TO THE
ATTENTION OF THE STATES PARTIES TO THE STATUTE OF THE
IAEA THAT THE EXTENSION OF THE STATUTE TO THE WESTERN
SECTORS OF BERLIN RECEIVED THE PRIOR AUTHORISATION,
UNDER ESTABLISHED PROCEDURES OF THE AUTHORITIES OF THE
UNITED STATES, FRANCE, AND THE UNITED KINGDOM ON THE
BASIS OF THEIR SUPREME AUTHORITY IN THESE SECTORS.
THESE ESTABLISHED PROCEDURES ARE DESIGNED,
INTER ALIA, TO AFFORD THE AUTHORITIES OF THE THREE POWERS
THE OPPORTUNITY TO ENSURE THAT TREATIES CONCLUDED BY THE
FRG WHICH ARE TO BE EXTENDED TO THE WSB ARE EXTENDED IN
SUCH A WAY THAT SECURITY AND STATUS REMAIN UNAFFECTED.
IN THE PRESENT CASE, THE AUTHORITIES OF THE THREE POWERS
TOOK APPROPRIATE MEASURES WHEN AUTHORISING THE EXTENSION
OF THE STATUTE TO THE WSB TO ENSURE THAT SECURITY AND
STATUS WOULD NOT BE AFFECTED.

C. THE EMBASSY TAKES THIS OPPORTUNITY TO
RECALL THE NOTE DATED 11 AUGUST 1958 FROM THE EMBASSY OF
THE USSR IN CONNECTION WITH THE SAME SUBJECT AND TO THE
REPLY OF 20 SEPTEMBER FROM THE UNITED STATES DEPARTMENT
OF STATE TO THE EMBASSY OF THE USSR WHICH REPRESENTED
THE JOINT VIEW OF THE THREE POWERS. THE GOVERNMENT OF
. . . . CONTINUES TO ADHERE TO THIS VIEW.

D. ACCORDINGLY, THE APPLICATION OF THE STATUTE TO THE
WSB CONTINUES IN FULL FORCE AND EFFECT.

E. THE EMBASSY HAVE THE HONOUR TO REQUEST THAT
THE CONTENTS OF THIS NOTE BE CIRCULATED TO ALL STATES
PARTIES TO THE STATUTE OF THE IAEA. END TEXT.
HILLENBRAND

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